

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

PITBULL PRODUCTIONS, INC.

Case No.: 09-cv-05354-HRL

Plaintiff,

VS.

GAMELINK, LLC.,

Defendant.

**STIPULATION RE: APPLICATION
FOR TEMPORARY RESTRAINING
ORDER AND ORDER TO SHOW
CAUSE RE PRELIMINARY
INJUNCTION
[PROPOSED ORDER]**

Hon. JEREMY FOGEL

Date: TBD

Time: TBD

Dept: TBD

Defendant GameLink, L.L.C. hereby Stipulates with Plaintiff Pitbull Productions, Inc.

("Plaintiff" or "Pitbull") and the entry of the Court's Order as follows:

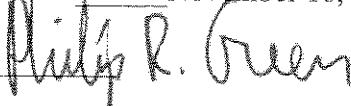
1. Defendant without making any admission of fault as to the things alleged in the Complaint will comply with the performances requested in the Application of Plaintiff for a TRO;
 2. Defendant and its agents, servants, employees, franchisees, licensees, attorneys and all others in active concert or participation with Defendant, will agree that, during the pendency of this action it will refrain from:
 - i. Using, copying, distributing or otherwise exploiting Plaintiffs copyrights and copyrighted works;
 - ii. Using, disclosing, converting, appropriating, retaining, selling, transferring or copying any property of Plaintiffs;

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Stipulation re TRO and Order Removing from Calendar

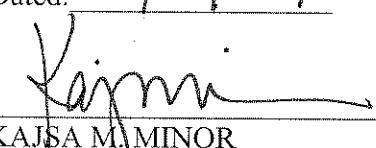
- 1 iii. Using any of the marks attached to the Complaint as Exhibits A-C, or any
2 colorable imitation of any of the marks attached to the Complaint as
3 Exhibits A-C, in connection with the distribution of images and content at
4 Defendant's website;
- 5 iv. Doing any other act or thing likely to, or calculated to, induce the belief
6 that Defendant or Defendant's business is in any way affiliated, connected
7 or associated with Plaintiff, or Plaintiff's business; and
8 v. Unfairly competing with Plaintiff in any manner.

9 IT IS ALSO SO ORDERED that the temporary restraining order and Order to Show
10 Cause re Preliminary Injunction filed by Plaintiff be hereby removed from this Court's calendar.
11

12 Dated: November 18, 2009
13 
14 Philip Green

15 LAW OFFICES OF GREEN & GREEN
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17 BEVERLY R. GREEN (SBN 92388)
18 1000 4th Street, Suite 595
19 San Rafael, CA 94901
20 Telephone: (415) 457-8300
21 Fax: (415) 457-8757
22 Email: phil@iplegal.com

23 Attorneys for Defendant
24 GAMELINK, LLC.

25 Dated: 11/18/09
26 
27 KAJSA M. MINOR

28 SHARTSIS FRIESE LLP
29 ROBERT E. SCHABERG (Bar #81430)
30 rschaberg@sflaw.com

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7 Facsimile: (212) 202-3819

8 *Attorneys for Plaintiff*
9 PITBULL PRODUCTIONS, INC.

10 **SO ORDERED:**

11 Dated: 11/19/09

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14 JEREMY FOGEL, United States District Court Judge
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Stipulation re TRO and Order Removing from Calendar

PROOF OF SERVICE

I, Kajsa M. Minor, declare:

I am a citizen of the United States and employed in the City and County of San Francisco, California by Shartsis Friese LLP at One Maritime Plaza, Eighteenth Floor, San Francisco, California 94111. I am over the age of eighteen years and am not a party to the within-entitled action.

On November 18, 2009, at Shartsis Friese LLP located at the above-referenced address, and, pursuant to California Rules of Court, Federal Rules of Civil Procedure, and local rules, I served on the interested parties in said cause a copy of the within document(s):

**STIPULATION RE: APPLICATION FOR TEMPORARY RESTRAINING ORDER AND
ORDER TO SHOW CAUSE re PRELIMINARY INJUNCTION; [PROPOSED] ORDER**

- by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid in accordance with the firm's practice, of which I am familiar, of collection and processing correspondence for mailing on the same day to the person(s) at the address(es) set forth below:
 - by consigning the document(s) listed above to an express delivery service for guaranteed delivery on the next business day to the person(s) at the address(es) set forth below:
 - by personal delivery by messenger service of the document(s) above to the person(s) at the address(es) set forth below:
 - by facsimile transmission on this date before 5:00 p.m. (PST) of the document(s) listed above from sending facsimile machine main telephone number (415) 421-2922, and which transmission was reported as complete and without error (copy of which is attached), to facsimile number(s) set forth below: (by agreement / not by agreement)
 - by electronically delivering the document(s) listed above on this date from electronic address sflaw.com, and after which transmission I did not receive within a reasonable time any electronic message or other indication that the transmission was unsuccessful, to electronic mail address(es) set forth below:

*Philip Green
Green & Green
Main Office: (415) 457-8300 X 11
1000 4th Street Suite 595
San Rafael, CA 94901
Email: phil@greenandgreen.com*

1 I declare under penalty of perjury under the laws of the State of California that the
2 foregoing is true and correct.

3 Executed on November 18, 2009, in San Francisco, California.
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5 */s/ Kajsa M. Minor*

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7 Kajsa M. Minor
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